



RWQCB versus Bill and Lori Moritz

- Tentative CAO R9-2008-0152



From Ex. 1

Governor's state of emergency suspends statutes, rules, regs



Office of the Governor

ARNOLD SCHWARZENEGGER
THE PEOPLE'S GOVERNOR

Item 8a, Nov. 14, 2007: Supporting Doc. No. 4

EXECUTIVE ORDER S-13-07

10/26/2007

EXECUTIVE ORDER S-13-07

WHEREAS on October 21, 2007, I proclaimed a State of Emergency to exist in the counties of Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara and Ventura as a result of major wildfires fanned by extremely high winds; and

WHEREAS at least 13 out of more than 20 fires continue to burn in Southern California, which have already killed one person and injured dozens of others, including firefighters; and

WHEREAS the fires have displaced hundreds of thousands of persons in the largest evacuation in California history, including those taking refuge in more than 50 shelters, which have housed more than 20,000 people; and

WHEREAS these fires have burned over 450,000 acres of land and more than 1,600 structures, and caused the loss of valuable personal and business records; and

WHEREAS more than 10,000 firefighters are fighting the

WHEREAS the President of the United States declared that the conditions in the affected counties constitute a major disaster; and

WHEREAS the California Department of Public Health, along with local health care professionals, are providing medical care to displaced persons, including those who are injured, and

WHEREAS the suspension of the statutory one-week waiting period for unemployment insurance applicants who are displaced as a result of the wildfire is necessary to ensure that the unemployed persons receive the financial assistance; and

WHEREAS hospitals, mobile hospitals, temporary hospital annexes, mass care centers, first-aid stations, or other similar temporary facilities established by public entities in the affected areas to care for persons displaced by the wildfire are providing medical care to displaced persons, including those who are injured, and

WHEREAS existing state law does not permit former health care professionals who retired in good standing, or inactive health care professionals in good standing, to practice their professions, even though these persons can play a vital role in providing medical care to displaced persons, including those who are injured, and

WHEREAS other statutes, regulations, rules or orders governing the delivery of medical care may prevent, hinder or delay the delivery of health care services to persons displaced by the fires; and

WHEREAS the California Department of Public Health, along with local health care professionals, are providing medical care to displaced persons, including those who are injured, and

WHEREAS those who need to obtain or replace important government records to mitigate their losses and rebuild

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fire immediate assistance from state and local governmental

records of the Department of Public Health, along with local health care professionals, are providing medical care to displaced persons, including those who are injured, and

t of Motor Vehicles to impose late fees on persons who are transferring ownership of a vehicle; and

t of Housing and Community Development to impose fees on those registration or late in transferring ownership of a

or imposition of fees would assist fire victims; and

cessfully used Local Assistance Centers during previous years by providing "one-stop" centers where those affected by natural and community organizations; and

gh the California National Guard, has the capability to protect periods of natural disaster and civil disturbances, and to

GOVERNOR of the State of California, in accordance with the statutes of the State of California, including the Emergency

ns 8567 and 8571, do hereby issue the following orders to

California Military and Veterans Code, Section 146, and

Sections 147 and 188 of the Military and Veterans Code

mission, exempting the California Military Department from

Such facilities shall be established and operated

extent reasonably possible, advise public entities in reasonable

annex, mass care center, first-aid station, or other similar facility

ing and the Department of Public Health, along with local health

certificates of birth, death, or marriage, as well as marriage dissolution records, driver's licenses,

identification cards, vehicle registration certificates, and certificates of title, to obtain assistance from federal, state

and local government agencies, make claims for and collect insurance, find new employment, and for other

WHEREAS those who need to obtain or replace important government records to mitigate their losses and rebuild

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marriage dissolution records by any resident of the counties of San Diego, Santa Barbara or Ventura who suffered a loss of a

imposition of fees, is hereby suspended with regard to any fee for a manufactured home by any registered owner who

7, 14901, 14902 and 15255.2, requiring the imposition of a replacement of a driver's license, identification card, or

02, requiring the timely registration or transfer of title, are

establish and support Local Assistance Centers where needed

assistance programs offered by any relevant federal, state and

to the Department of Health Care Services, the Department of

short-term relief to the extent of the funds available for the

by suspension of the requirements of material goods, and

er, or delay these efforts, applicable provisions of those

by suspension of the requirements of material goods, and

of hazardous and non-hazardous debris resulting from the

Such statutes, rules, regulations and requirements are

and the Department of Public Health, along with local health

up and recovery, while at the same time protecting public

and waste discharge requirements for storage, disposal,

on for discharges of fill material or pollutants. To the extent

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ite agencies and departments shall provide assistance to the

officials to put into place and implement a comprehensive

California Department of Corrections and Rehabilitation, and

allow sufficient state personnel to address disaster response

order number one provides: "It is hereby ordered that the

ate the beginning and ending dates for such overtime for

ies with transmission lines in the affected area to ensure that

can consider using their administrative powers where

create a public health emergency and suspend the provisions

able, this Order be filed in the Office of the Secretary of

ARNOLD SCHWARZENEGGER

Governor of California

ATTEST:

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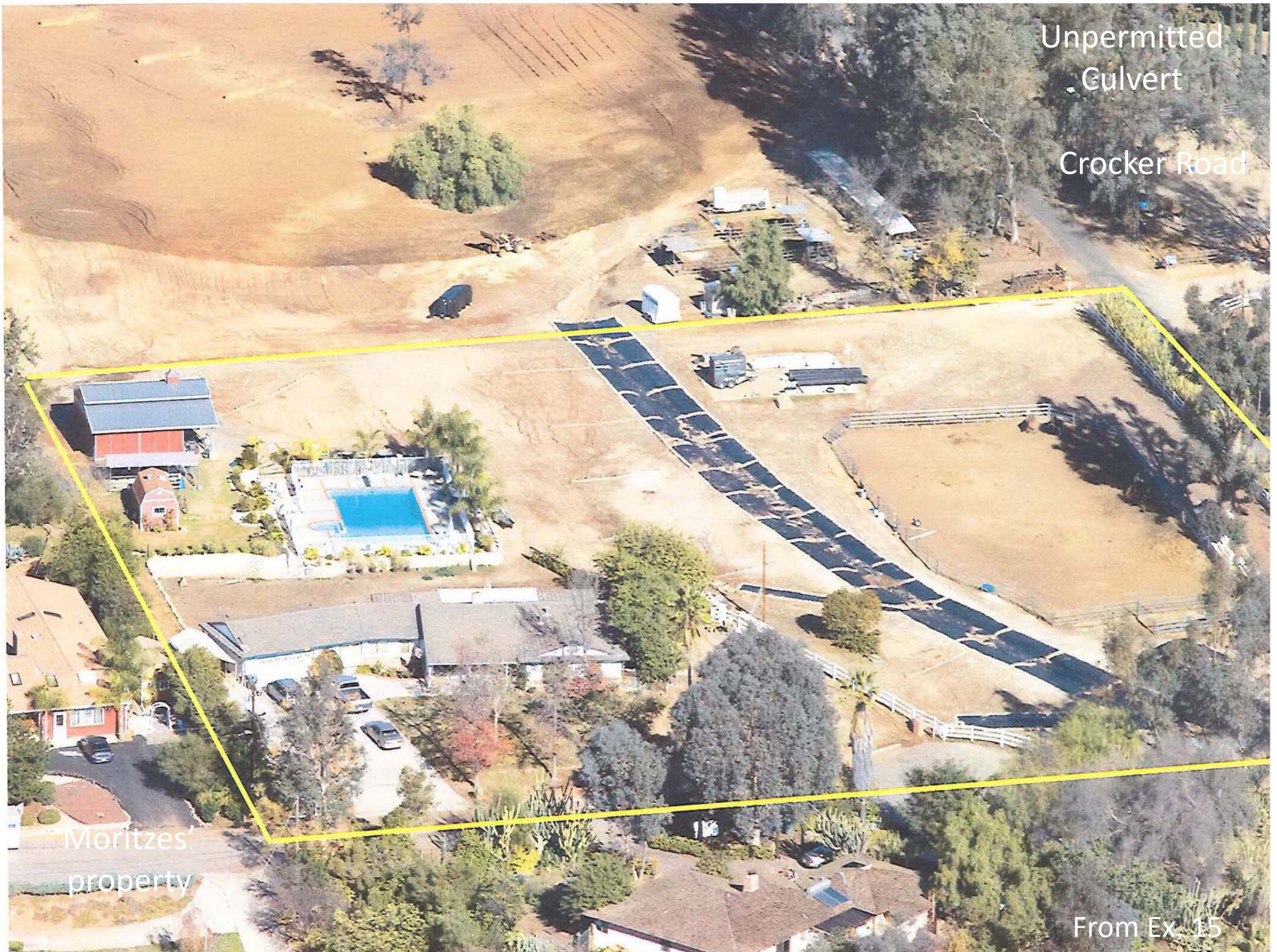
13. Statutes, rules, regulations and requirements are hereby suspended to the extent they apply to the following activities: (a) removal, storage, transportation and disposal of hazardous and non-hazardous debris resulting from the disaster; (b) necessary restoration, and (c) related activities. Such statutes, rules, regulations and requirements are suspended only to the extent necessary for expediting the removal and cleanup of debris from the disaster, and for implementing any restoration plan.

Unpermitted
Culvert

Crocker Road

Moritzes'
property

From Ex. 15



Unpermitted 14" Corrugated Metal Pipe Beneath Jerome Drive (western end)



2008/11/18
From Ex. 10